

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

DARNELL W. MOON,

Plaintiff,

Case No.: 3:15-cv-274

vs.

SHERIFF FISCHER, *et al.*,

Magistrate Judge Michael J. Newman

Defendants.

**ORDER DENYING WITHOUT PREJUDICE *PRO SE* PLAINTIFF'S MOTION FOR
APPOINTMENT OF COUNSEL (DOC. 14)**

This action is before the Court on *pro se* Plaintiff's motion for appointment of counsel. Doc. 14. Plaintiff was granted leave to file this case *in forma pauperis*. Doc. 2. While Congress has authorized courts to appoint counsel in such cases, *see* 28 U.S.C. § 1915(e)(1), it has never authorized any funding for such counsel, and the Court cannot compel counsel to serve without compensation. *Mallard v. U.S. Dist. Court*, 490 U.S. 296, 308-09 (1989); *Lavado v. Keohane*, 992 F.2d 601, 605-06 (6th Cir. 1993). Therefore, Plaintiff's motion (doc. 14) is **DENIED WITHOUT PREJUDICE**. The Court will reconsider Plaintiff's motion at the conclusion of all discovery and the issuance of an order on motions for summary judgment, if any.

IT IS SO ORDERED.

Date: March 23, 2016

s/ Michael J. Newman

Michael J. Newman
United States Magistrate Judge